Remarks

Claims 5, 9-11 and 15-21 were pending.

Claims 1-5, 10-12, 16 and 21 are cancelled.

Claim 9 is amended.

Claims 9, 15, 17-20 are pending.

Amended Claim 5

Claim 9 is amended to include the limitations of claim 5 (the composition) and the limitations of claim 21.

No new matter is added.

In the Final Rejection of September 21, 2009, examiner has stated that claim 21 is objected to but would be allowable if rewritten in independent form including all of the limitations of the base claim (9) and any intervening claims. Applicants have included the limitations of claim 21 into claim 9 along with the compositional embodiments of claim 5. Thus claim 9 is allowable and under Final Rejection practice allowable without the further filing of an RCE.

Claims 15 and 17-19 were also recognized as allowable in the Final Rejection of September 21, 2009. Claim 20 depends from claim 9 and as claim 9 now contains the limitations of claim 21, claim 20 should also be allowable. Thus the only claims pending are claims 9, 15 and 17-20, all of which are allowable.

Applicants reserve the right to file a continuation to capture the deleted claims.

Reconsideration and withdrawal of the rejection of claims 9 and 15-20 is respectfully solicited in light of the remarks and amendments *supra*.

Since there are no other grounds of objection or rejection, passage of this application to issue with claims 9 and 15-20 is earnestly solicited.

Applicants submit that the present application is in condition for allowance. In the event that minor amendments will further prosecution, Applicants request that the examiner contact the undersigned representative.

Respectfully submitted,

Shula a hoggins

Ciba Specialty Chemicals Corporation 540 White Plains Road
Tarrytown, New York 10591

(914) 785-2768 SAL\22717FR.doc Shiela A. Loggins Agent for Applicants

Reg. No. 56,221